

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

LARRY RAY SWEARINGEN,
Petitioner,

VS.

DOUGLAS DRETKE,
Director, Texas Department of
Criminal Justice, Correctional
Institutions Division,
Respondent.

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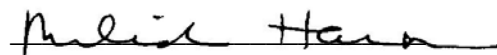
CIVIL ACTION NO. H-04-2058

FINAL JUDGMENT

For the reasons stated in the Court's Order denying habeas relief and granting summary judgment in favor of Respondent, the Court **DISMISSES** this case **WITH PREJUDICE**. The Court **GRANTS** a Certificate of Appealability only on Swearingen's insufficiency-of-the-evidence claim.

THIS IS A FINAL JUDGMENT.

SIGNED at Houston, Texas, this 8th day of September, 2005.



Melinda Harmon
United States District Court